

Amendments to House Bill No. 681
3rd Reading Copy

Requested by Senator Christine Kaufmann

For the Senate Natural Resources and Energy Committee

Prepared by Joe Kolman
March 23, 2007 (8:44am)

1. Title, line 8.
Following: "69-8-1004,"
Strike: "AND"
Following: "69-8-1005,"
Insert: "AND 69-8-1007,"

2. Page 3, line 15.
Following: "69-8-1007 and"
Strike: "subsection"
Insert: "subsections "
Following: "(11)"
Insert: "and (12)"

3. Page 5, line 5.
Strike: "subsection (11)"
Insert: "subsections (11) and (12)"
Following: "utility"
Insert: "or competitive electricity supplier"

4. Page 5, line 6.
Following: "utility"
Insert: "or competitive electricity supplier"

5. Page 5, line 7.
Following: "utility"
Insert: "or competitive electricity supplier"

6. Page 5, line 10.
Following: "utility"
Insert: "or competitive electricity supplier"

7. Page 5, line 13.
Following: "utility"
Insert: "or competitive electricity supplier"

8. Page 5, line 15.
Following: "utility"
Insert: "or competitive electricity supplier"

9. Page 5, line 17.

Following: "utility"

Insert: "or competitive electricity supplier"

10. Page 5.

Following: line 18

Insert: "(12) (a) Retail sales made by a competitive electricity supplier made according to prices, terms, and conditions of a written contract executed prior to [the effective date of this act] are exempt from the standards in subsections (2) through (4).

(b) The exemption provided for in subsection (12) (a) is terminated upon modification after [the effective date of this act] of the prices, terms, or conditions in a written contract."

11. Page 5, line 22.

Strike: "or competitive electricity supplier"

12. Page 5, line 28.

Strike: "or competitive electricity supplier"

13. Page 6.

Following: line 21

Insert: "(7) For the purpose of implementing this part, the commission has regulatory authority over competitive electricity suppliers."

Insert: "**Section 4.** Section 69-8-1007, MCA, is amended to read:

"69-8-1007. Cost caps. (1) A public utility that has restructured pursuant to Title 69, chapter 8, is not obligated to take electricity from an eligible renewable resource unless the eligible renewable resource has demonstrated through a competitive bidding process that the total cost of electricity from that eligible resource, including the associated cost of ancillary services necessary to manage the transmission grid and firm the resource, is less than or equal to bids for the equivalent quantity of power over the equivalent contract term from other electricity suppliers.

(2) A public utility that has not restructured pursuant to Title 69, chapter 8, is not obligated to take electricity from an eligible renewable resource unless the cost per kilowatt hour of the generation from the renewable resource does not exceed by more than 15% the cost of power from any other alternate generating resource available to the public utility.

(3) A competitive electricity supplier is not obligated to take electricity from an eligible renewable resource unless the total cost of the electricity from that eligible renewable resource, including ancillary services, is less than or equal to a cost cap determined by the commission based on:

(a) the cost of alternate power supplies available to the competitive electricity supplier; and

(b) the cost caps applicable to other utilities under this

section."

{ *Internal References to 69-8-1007:*
69-8-1004x }"

Renumber: subsequent section

- END -